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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Appellants: Tatsuya Anma
Hideaki Takahashi

App. No.: 09/742751

Filed: December 20, 2000

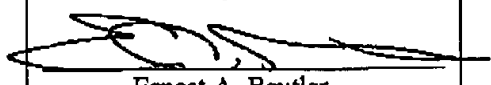
Title: SINGLE-PHASE MULTIPOLAR
MAGNET TYPE GENERATOR
FOR VEHICLES

Art Unit: 2834

Conf. No: 6449

I hereby certify that this correspondence and all
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February 11, 2005



Ernest A. Beutler
Reg. No. 19901

REQUEST FOR CLARIFICATION
AND WITHDRAWAL OF NEW EXAMINER'S ANSWER

Commissioner for Patents
Alexandria, VA 22313-1450

Sir:

Appellants filed their Brief on Appeal in this case under a Certificate of Mailing, dated December 2, 2002. More than three months later on March 6, 2003, the Examiner's Answer was mailed. In response thereto on March 13, 2003 appellants filed a request for an Oral Hearing. Now in checking the PARE records to find if the Appeal has been docketed, the undersigned finds that a new and different Brief was mailed to his old address on December 22, 2004, some 20 months after the request for Oral Hearing. Those Pare records show the mail was returned as undeliverable, but the undersigned has obtained a copy from the Office Files and sees that the Examiner has after 21 months after his first brief citing new and unsupplied art as well as changing in some regards his earlier position.

It is requested that the Examiner supply his authority for this highly unusual position in the light of no change in appellants' position and absent any apparent authority for such action. Also are appellants afforded an opportunity to further reply including the opportunity to either amend or file a substitute brief?

Respectfully submitted,



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